

**A MEETING OF THE SEWER BOARD OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WILL BE HELD IN THE THIRD FLOOR ASSEMBLY ROOM OF THE CITY-COUNTY BUILDING ON TUESDAY, FEBRUARY 14, 2008 AT 8:30 A.M.**

**PRESENT:** Chairman Ron Carroll, Bill Utz, Elizabeth Coyle.

**OTHERS:** James Garner, Brian Dixon and Rob Sartell, EMC, Kelly Welsh, City Clerk Marcey Wisman., and attorney Lee E. Buchanan

**CALL TO ORDER:**

**Mr. Carroll called the meeting to order at 8:30 a.m.**

**PLEDGE OF ALLEGIANCE:**

**APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:**

**Mrs. Coyle moved to approve the January 29<sup>th</sup> meeting minutes with the changes, Mr. Utz second, all voted in favor.**

**BIDS:**

**Item #1 - Award contract for bids opened on December 18 for Basin 15**

**Mr. Dixon** stated that TSI was their lowest bidder at \$95,000 and at the last meeting he had asked to hold off to see if TSI completed the project that they were already working on and they have done so and he recommends that they award the bid to TSI.

**Mr. Utz moved to award the bid to TSI, Mrs. Coyle second, all voted in favor.**

**COMMUNICATIONS - PUBLIC:**

**Mr. Ron Baylor**, Christ Community Church 4920 Charlestown Rd., present a packet for a project that they are planning for the church and reviewed it with the board. Said packet is on file with the City Clerk's office.

**Mr. Garner** asked if he had talked with Tina Haley about this.

**Mr. Baylor** stated that he had and she referred him to this board.

**Mrs. Coyle** asked about his plans and the number of sinks and toilets that they would be increasing it to. She stated that she was concerned about the credits that he would need for this project because she didn't think it was on the list.

**Mr. Baylor** stated that recently the City installed a new sewer force main and it was his understanding that they had credits built into that new force main.

**Mr. Garner** stated that it looks like he is building right over his sewer main.

**Mr. Utz** stated that he should not cover the sewer main.

**Mrs. Coyle** explained that he shouldn't build over the sewer main in case they should have a break in the line. She stated that they are essentially only adding 5 extra sinks and she believes it should be approved.

**Mrs. Coyle moved to approve the project, Mr. Utz second, all voted in favor.**

**Bill Wright**, 1119 – 1123 Vincennes, came before the past sewer board and he is being

charged a sewer bill and he does not use the sewers.

**Brian Dixon** explained that he owns a car lot on the corner of Vincennes and Chartres that does not have a sink or a bathroom but there is an ordinance that every lot is charged a minimum charge and he is seeking a variance from this ordinance. The lot has a tap but is not connected to anything.

**Mr. Wright** stated that it had been explained to him in the past that because he owns the adjacent lot and he is paying water and sewer on that adjacent lot and storm water in both places that he wouldn't be responsible for this.

**Mr. Garner** stated that the way the current ordinance is written every lot has to pay the minimum fee regardless if they have service or not.

**Mr. Carroll** recommended that they waive it.

**Mr. Garner** stated that he would recommend waiving it based on the fact that he owns the adjacent lot.

**Mr. Carroll moved to waive the fees based on the fact that they own the adjacent lot, Mrs. Coyle second, all voted in favor.**

**Mrs. Welsh** stated that she would contact IN-AWC

**Jason Copperwaite** presented a site plan for Lafayette Station subdivision that will connect to the new line up in Highland Hills. He stated that he was seeking a willingness to serve letter in order to be approved by the county.

**Mr. Utz** stated that this would flow into Basin 4 that is currently at capacity.

**Mrs. Coyle** asked if this is not the line that is subject to an agreement with DSD.

**Mr. Garner** stated that there is also a contract with MECCA, so essentially they would have to pay three tap fees.

**Mr. Thieneman** stated that he is going to make a presentation that will answer all of their questions regarding Basin 4 and 35.

**Mr. Cooperwaite** stated that he would wait until after Mr. Thieneman's presentation. He presented a site plan for Summit Springs and stated that they are also requesting a willingness to serve letter for 80 apartment units. He stated that the PUD has been approved by the City and they are waiting for this approval.

**Mr. Dixon** stated that he would have to have a capacity study.

**Mrs. Coyle** stated that as long as it doesn't go over capacity then it should be fine.

**Mr. Utz moved to issue a letter, Mrs. Coyle second, all voted in favor.**

**Mr. Malysz** stated that there has also been discussion with the property owner to develop commercial lots and the residential will not happen without the commercial.

#### **COMMUNICATIONS - CITY OFFICIALS**

**Kelly Welsh** presented the board with an ordinance for charging a fee for dishonored checks in the amount of \$20.00 per state statute. She stated that this is a form letter that will go before the council.

**Mr. Carroll moved to approve, Mr. Utz second, all voted in favor.**

**Mrs. Welsh** presented an authorization agreement to enroll customers to have an automatic deduction from their checking account to go in front of the council.

**Mrs. Coyle moved to approve, Mr. Utz second, all voted in favor.**

**Mr. Buchanan** stated that he reviewed the minutes from the meetings that he didn't attend and he would recommend that they appoint a vice chairman and a contact person between the City and EMC.

**Mr. Carroll moved to have Mr. Utz as the vice chairman, Mrs. Coyle second, all voted in favor.**

**Mr. Carroll moved to have Mr. Buchanan as the point of contact with EMC, Mrs. Coyle second, all voted in favor.**

**Mr. Buchanan** stated that he received a call from an attorney regarding a Boyce Adams who owes approximately \$3000 and wanted to know if they could lay that over until the next meeting.

#### **SEWER ADJUSTMENTS:**

**Kelly Welsh** reported that Hoosier Cardinal requested an adjustment for a leak in the underground water main that has been repaired. She recommended the adjustment in the amount of \$1104.05.

**Mr. Utz moved to approve, Mrs. Coyle second, all voted in favor.**

**Mrs. Welsh** reported that the next adjustment is on a Jack Hunter who had a water leak outside the building. She explained that the repair work was done and the water leaks into the ground and she recommends his adjustment in the amount of \$774.76.

**Mr. Utz** stated that it looks like he is past due.

**Mrs. Welsh** stated that he received a pre lien and he came in and informed her then that he had a leak and he brought in all the supporting documentation. She stated that he is already on a payment schedule for this with IN-AWC and no adjustments have been made on his account yet.

**Mr. Utz** asked if she could ask him if he could pay everything but the \$774.

**Mr. Carroll** asked that she bring that back to the next meeting.

**Mr. Utz** asked her about the training.

**Mrs. Welsh** stated that there is a lien training class that she would like for her and April to attend and they would have to go up the night before.

**Mr. Utz moved to approve, Mrs. Coyle second, all voted in favor.**

#### **NEW BUSINESS:**

**Item #1 - Bill Gibson, County Surveyor re: Floyd County Youth Shelter new facility design**

**Mr. Gibson** stated that he is doing a project for Michelle, Tipperman and Reitz for the new Floyd County Youth Shelter. He stated that the original facility was based on 50 single person units and the new facility will only house 32 single person units and their total usage would be 2,233, which means they are using less per day than what the original building was built. He explained that he is before the board to find out if they would have to approve credits since they are reducing the amount used.

**Mr. Malysz** stated that this building has not been used in this capacity for approximately 15 years.

**Mrs. Coyle** stated that she would need to see if they have the capacity.

**Mr. Utz** stated that he believes that they would still need to consider the 2,233 credits.

**Mr. Utz moved to approve up to 3,000 credits, Mrs. Coyle second, all voted in favor.**

**Mr. Utz** asked them to check that old clay main.

**Mr. Carroll** asked Mr. Malyzs to bring the board up to date on the States annexation policies.

**Mr. Malyzs** explained that there is some difficult legislation pending regarding annexations and if it passes they might want to pull the plug on anything that they can't get into the City up front. He stated that they will know by the middle of March for sure if this has been passed.

#### **Item #2 - Ronald Baylor re: Christ Community Church Building Program**

#### **Item #3 - Don Thieneman re: Basin 35 and Basin 4**

**Mr. Thieneman** addressed the board regarding an apartment complex they have planned for some time now but it has been hindered due to the sewers. He stated that Phase I of the line is already under construction and Phase II and III is in design and they are here today to show them an income \_\_\_\_\_ from there side of the project and to see if they can move forward with the project. He stated that as it looks now they need credits totaling 69,750 gallons and they have 14,800 gallons. He is offering to pay the tap fees up front of \$720,000 but if he does that he can not afford to be annexed and pay the higher taxes. He stated that if he is annexed he would only have to pay tap fees of \$360,000 but then he would pay higher taxes.

**Mrs. Coyle** asked if we couldn't go forward and have him pay the \$720,000 and then if he is annexed we can reimburse

**Mr. Buchanan** stated that in the past they would make an agreement that they wouldn't annex for so many years so that they could recoup their costs.

**Mr. Utz** asked Mr. Thieneman if he was still offering the \$250,000 up front that they previously discussed.

**Mr. Thieneman** answered that he would and that there were two other developers that were willing to offer fees up front as well.

**There was a lengthy discussion regarding the steps that need to be taken to get the project moving forward.**

**Mr. Thieneman** informed the board that he would not have a building built and people in it until 2009 so the remaining buildings would be phased in over the following three years.

**Mr. Utz moved to approve moving forward with Phase II and III of Basin 35, Mrs. Coyle second, all voted in favor.**

**Mr. Thieneman** presented an agreement between the Sewer Board and DSD that was approved in 2003 for the Lafollette line that goes to basin 4. He stated that they were given a limit of 80,000 gpd but they are currently only using approximately 33,000. He stated that Floyds Knobs is developing but it is all contingent on the upgrading of Basin 4. He stated that this development is a potential for \$3,000,000 coming into their revenue stream. He stated that he is not here to request anything today he just wanted to give them an up-date on this situation.

**Mr. Utz** asked what would happen to these projects if this up-grade is not made.

**Mr. Thieneman** stated that they would die.

**Mr. Cooperwaite** stated that he needs to go back to the issue of the subdivision that he presented earlier. He stated that he is not requesting credits but asking for a letter of willingness to serve.

**Mrs. Colye** asked if they could give him a letter that states that they are willing to serve once Basin 4 is up-graded.

**Mr. Utz moved to issue a letter of willingness to serve contingent upon the up grade of Basin 4, Mrs. Coyle second, all voted in favor.**

#### **OLD BUSINESS:**

##### **Item #1 - Donohue re: Project Update**

**Mr. Elling** reviewed his written report which is on file with the City Clerk's office. He asked for a determination by the board of whether the Master Plan was complete as presented.

**Mr. Utz made a motion to approve, Mr. Carroll second, all voted in favor.**

**Mr. Elling** discussed the Strainer project and stated that the cost of the project is far below the rate that requires that the pay State Rates be paid, but he stated he needs the board to make the determination whether the pay the State Rates or not.

**Mr. Utz moved that the board not go with State Rates, Mrs. Coyle second, all voted in favor.**

##### **Item #2 - Clark Dietz re: Project Update**

**Mr. Christmas** stated that there is a sluice gate that is no longer needed in the Prosser lift station and he has received a change order from MAC to remove it.

**Mrs. Coyle** asked why it just couldn't be left in the open position.

**Mr. Christmas** explained that the line that is going in is larger than the opening with the gate still in place.

**Mr. Utz moved to approve the change order, Mrs. Colye second, all voted in favor.**

**Mr. Christmas** informed the board that there is a \$600 fee due to the board for the permit for pollution control.

**Mrs. Colye moved to approve the payment, Mr. Utz second, all voted in favor.**

#### **EMC REPORT:**

##### **Independent Back Up Float Control Project**

Both the 10<sup>th</sup> St. and Charlestown lift stations have had the independent back up float system installed. These systems have been tested and are operating properly. The next phase of the project is the Intermediate Pump Station (IPS) located at the WWTP. The estimated cost of the IPS phase is \$18,000 this \$4,500 higher than the previous two phases due to the complexity of the programming. The programming has been installed and the float system is currently being installed

##### **Screen and Grit Removal Project**

This project is now complete and has been operating for over a week with no problems.

##### **Payne Koehler Road Odor**

EMC has had Frakes Engineering reprogram the pumping sequence program of Prosser Lift Station to optimize the use of one force main to be used exclusively until the flow

level reaches a certain point at which both force mains will be used. Previously both force mains were being utilized on an alternating pump cycle. Since the programming change was implemented there has been no noticeable odor. Monitoring is still on going.

**Sanitary Sewer Overflows of 12-15-07 and 2-6-08**

After the overflows of 2-6-08 EMC has asked Clark Dietz to hold off on issuing their report on the overflows of 12-15-07. EMC has started an investigation of the upstream system and downstream system of the overflow sites with emphasis on CCTV and cleaning the downstream gravity relief sewer installed 2002 and 2003. EMC will be sharing the information of the investigation and issuing a report to IDEM and the EPA shortly thereafter.

**Approval for Odor Control Products**

These products have been ordered and we are waiting on delivery.

**Grease Program**

Tommy Lancaster’s Restaurant was last inspected in September 18, 2007 for compliance with the requirements of the grease trap and grease interceptor ordinance G-01-26

**CLAIMS:**

<b>Wastewater Utility: Pay Request</b>		<b>Date: 2-14-08</b>
Applegate & Fifer		
Easement Condemnation Award J & S Builders		\$28,000.00
Grant of Non-Exclusive Sewer Easement		\$1,500.00
MAC Construction		
Robert E. Lee Lift Station	Invoice #4	\$114,940.50
Team Contracting		
Basin 35 Phase 1	Invoice #4	\$131,198.75
TSI Paving		
REL Force Man	Invoice #4	\$69,013.94
Donohue & Associates		
	Inv-11198-10	\$2,360.00
	Inv-11339-01	\$6,435.00
	Inv-11258-07	\$5,559.10
Clark-Dietz		
I/I Removal Assistance	Inv-400412	\$449.62
EMC		
February Monthly Invoice		\$277,083.00
Hagmann Enterprises		
Grantline Road	Inv-317626	\$11,761.00
Conveyor Installation	Inv-317610	\$17,750.00
K & E Environmental		
System Inspection	Inv-531	\$3,930.40
System Inspection	Inv-541	\$3,207.88
Patriot Engineering		
REL Lift Station	Inv-022844	\$417.48
TOTALS		\$673,606.67

**Mr. Utz moved to approve the claims, Mrs. Colye second, all voted in favor.**

**Mr. Harold Hart** addressed the board on behalf of Koetter Construction for a project in Georgetown explaining that they are requesting 1,000 credits.

**Mr. Garner** stated that Georgetown has capacity.

**Mr. Utz moved to approve, Mrs. Coyle second, all voted in favor.**

**ADJOURNMENT:**

There being no further business before the Sewer Board, the meeting adjourned at 10:07 a.m.

Respectfully submitted,

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Ron Carroll, Chairman

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Marcey J. Wisman, City Clerk